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4 BILL NO. A-76-04-41

5 APPROPRIATION ORDINANCE NO. A-23-76

6 AN ORDINANCE appropriating funds  
7 from City Light Lease Funds.

8 WHEREAS, the City of Fort Wayne's electric bill is  
9 in the approximate amount of \$850,000.00 annually; and

10 WHEREAS, the Indiana & Michigan Electric Company's  
11 proposed rate increase is in the approximate about of forty  
12 (40%) percent; and

13 WHEREAS, there has been a need to retain expert  
14 counsel in this matter; and

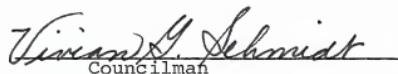
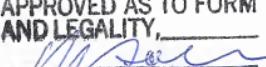
15 WHEREAS, there are sufficient funds in the City  
16 Light Lease Fund to cover said expenses.

17 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL  
18 OF THE CITY OF FORT WAYNE, INDIANA:

19 SECTION 1. That there is hereby appropriated from  
20 the unappropriated and unencumbered balance of the City  
21 Light Lease Fund the sum of \$10,000.00 to City Utilities.

22 SECTION 2. That the unappropriated and unencumbered  
23 balance of the City Light Lease Fund is hereby reduced in  
24 the amount of \$10,000.00.

25 SECTION 3. This Ordinance shall be in full force  
26 and effect from and after its passage, approval by the Mayor  
27 and legal publication thereof.

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33  
34 APPROVED AS TO FORM  
35 AND LEGALITY,  
  
M. J. Schaefer  
CITY ATTORNEY

Read the first time in full and on motion by J. Schmidt seconded by Hinga, and duly adopted; read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tues., the 11th day of May, 1976, at 7:30 o'clock P.M., E.S.T.

Date: 4-27-76

Charles W. Welschman  
CITY CLERK

Read the third time in full and on motion by J. Schmidt, seconded by Hinga, and duly adopted, placed on its passage. Passed (0) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-HIT
TOTAL VOTES	<u>81</u>	<u>0</u>	<u>1</u>		
BURNS	✓				
HINGA	✓				
HUNTER	✓				
HOSES	✓				
NUCKOLS	✓				
SCHMIDT, D.	✓				
SCHMIDT, V.			✓		
STIER	✓				
TALARICO	✓				

DATE: 5/11/76

Charles W. Welschman

CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Amendment) (Special) (Appropriation) Ordinance (Resolution) No. A-23-76 on the 11th day of May, 1976.

ATTEST: (SEAL)

Charles W. Welschman  
CITY CLERK

James S. Stier  
PRESIDING OFFICER

Presented to the Honorable Mayor of the City of Fort Wayne, Indiana, on the 12th day of May, 1976, at the hour of 11:00 o'clock

A. R. E.S.T.

Approved and signed by me this 13th day of May, 1976, at the hour of 6:00 o'clock A.R.E.S.T.

Robert E. Armstrong  
MAYOR

Bill No. A-76-04-41

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance  
appropriating funds from City Light Lease Funds

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance No PASS.

Vivian G. Schmidt - Chairman

William T. Hinga - Vice-Chairman

Winfield C. Moses, Jr.

John Nuckles

Samuel J. Talarico

*William T. Hinga*  
*Winfield C. Moses, Jr.*

*John Nuckles*  
*Samuel J. Talarico*

CONCURRED IN

DATE 5/11/74 CHARLES W. WESTERMAN, CITY CLERK

NOTICE TO TAXPAYERS OF  
ADDITIONAL APPROPRIATIONS

Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 11th day of May, 1976 at 7:30 P.M. o'clock, Eastern Standard Time, consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency existing at this time.

Bill No. A-76-04-41

There is hereby appropriated from the unappropriated and unencumbered balance of the City Light Lease Fund the sum of \$10,000.00 to City Utilities.

The unappropriated and unencumbered balance of the City Light Lease Fund is hereby reduced in the amount of \$10,000.00.

The Indiana & Michigan Electric Company's proposed rate increase is in the approximate about of forty (40%) percent; and there has been a need to retain expert counsel in this matter, and there are sufficient funds in the City Light Lease Fund to cover said expenses.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days at the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objection to any of such additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.

*Charles W. Westerman*  
CHARLES W. WESTERMAN  
CITY CLERK

## EMERGENCY APPROPRIATION ORDINANCE

WHEREAS, certain extraordinary emergencies have developed since the adoption of the existing annual budget, so that it is now necessary to appropriate more money than was appropriated in the annual budget; now, therefore, to meet such extraordinary emergencies:

Sec. 1 Be it ordained by the Common Council of the City of Fort Wayne, Allen County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same:

	A - 23-76	AMOUNT REQUESTED	AMOUNT APPROPRIATED
BILL NO.	A-76-04-41	\$ 10,000.00	\$ 10,000.00

There is hereby appropriated from the unappropriated and unencumbered balance of the City Light Lease Fund the sum of \$10,000.00 to City Utilities.

	A - 23-76	AMOUNT REQUESTED	AMOUNT APPROPRIATED
BILL NO.	A-76-04-41	\$ 10,000.00	\$ 10,000.00

The unappropriated and unencumbered balance of the City Light Lease Fund is hereby reduced in the amount of \$10,000.00.

The Indiana & Michigan Electric Company's proposed rate increase is in the approximate about of forty (40%) percent; and there has been a need to retain expert counsel in this matter, and there are sufficient funds in the City Light Lease Fund to cover said expenses.

Adopted this 11th day of May, 1976.

AYES

NAYS

Paul M. BurnsVivian G. Schmidt Abstain - Vivian G. SchmidtSamuel J. TalaricoJohn NuckolsDonald J. SchmidtWilliam T. HingaWilliam T. HingaFredrick R. HunterWinfield C. Moses, Jr.James S. Stier

ATTEST

Charles W. WestermanCharles W. Westerman  
City Clerk

Issued 9-21-64----State Bd. of Tax Commissioners

AUDITOR'S OFFICE

FILED

MAY 13 1976

David O. Nebehause  
AUDITOR OF ALLEN COUNTY

STATE BOARD OF TAX COMMISSIONERS  
201 State Office Building  
Indianapolis 46204  
May 14, 1976

TAXING UNIT: Allen County  
City of Fort Wayne  
DATE AND TIME OF HEARING May 24, 1976 9:30 A.M.

PLACE OF HEARING: Allen County Auditor's Office

Dear Sir:

Please be advised that a hearing on the Additional Appropriation for the above captioned taxing unit will be held at the place and on the date and time set out above.

If you have not already furnished the following items, please have the same available for our Field Representative:

1. Proof of publication of notice to taxpayers.
2. Certified copy of appropriation ordinance or resolution.
3. Auditor's certificate of filing.
4. Fund ledger and financial records of appropriations and disbursements.

PLEASE BRING TO HEARING:

1. The completed financial statement (enclosed).
2. A copy of your current year budget as approved by the State Board of Tax Commissioners.
3. A copy of any contracts involving the appropriation.
4. The project number and project approval letter (if taxing unit is a school corporation).

Upon receipt of our Field Representative's report, we will advise you of our action on this matter.

Final approval of appropriations will not be issued until the above requests have been complied with.

Sincerely,

STATE BOARD OF TAX COMMISSIONERS

Gordon E. McIntyre Executive Secretary

Enclosure  
SBIC 12-19-74

B. Steele  
5-1

BY THE STATE BOARD OF TAX COMMISSIONERS  
IN CONNECTION WITH ADDITIONAL APPROPRIATIONS

This questionnaire MUST BE COMPLETED by the proper official of the governmental unit requesting the appropriations and be ready for the Tax Board representative at the time of the hearing.

**DATE** \_\_\_\_\_ **COUNTY** \_\_\_\_\_

NAME OF UNIT REQUESTING APPROVAL \_\_\_\_\_

SOURCE OF MONEY

Name of Fund	Amount Requested	By Reductions in Appropriations	From Other Sources
	\$ _____	_____	_____
	\$ _____	_____	_____
	\$ _____	_____	_____

Complete financial statement for each fund from which additional appropriations are requested. Use separate column for each.

	NAME OF FUND
A. Cash Balance, Jan. 1st this year. . .	A.
B-1 Receipts from Taxes-June. . . . .	B-1
B-2 Receipts from Taxes-December. . . . .	B-2
C-1 Miscellaneous Receipts to date. . . .	C-1
C-2 Miscellaneous Receipts expected to be received balance of this year. . . .	C-2
D. Total Monies available for this year (Add Lines A,B-1,B-2,C-1 & C-2) . . .	D.
E. Total ORIGINAL Budget for this year	E.
F. Appropriations brought forward from preceding year to cover outstanding encumbrances. . . . .	F.
G. Additional Appropriations allowed since Jan. 1st LESS any Reductions allowed since Jan. 1st (Not includ- ing this request) . . . . .	G.
H. Total Appropriations to date (Add Lines E, F and G) . . . . .	H.
I. Amount of Potential Balance, Dec. 31 (Subtract Line H from Line D) . . . .	I.
J. Operating Balance (Line I) allowed when Budget for this year was approved. . . . .	J.
K. Surplus funds available (Subtract Line J from Line I) . . . . .	K.
AFTER JULY 1, COMPLETE THE FOLLOWING:	
L. Amount included on Line 3 of Published Budget for next year . . . .	L.
M. Appropriations allowed since July 1 not included in previous	M.

AFTER JULY 1, COMPLETE THE FOLLOWING:

L. Amount included on Line 3 of  
Published Budget for next year . . . . £.  
M. Appropriations allowed since July 1  
not including Request . . . . M.

Note: If more than 3 funds are involved in request, attach a separate sheet  
DATE SIGNATURE

SIGNATURE

TABLE E

Government Officials present at hearing:

Name \_\_\_\_\_ Title \_\_\_\_\_  
Name \_\_\_\_\_ Title \_\_\_\_\_

Objectors present at hearing (attach list if necessary):

Name \_\_\_\_\_ Title \_\_\_\_\_  
YES NO

1. \_\_\_\_\_ Proofs of Publication and/or posting enclosed
2. \_\_\_\_\_ Publication procedure correct and timely
3. \_\_\_\_\_ Auditor's Certificate enclosed
4. \_\_\_\_\_ Votes of appropriating body  
                        Members on appropriating body.
5. \_\_\_\_\_ Copy of ordinance or resolution enclosed
6. \_\_\_\_\_ Money is available:  
                        from \_\_\_\_\_
7. \_\_\_\_\_ If money to be borrowed, is transcript enclosed?
8. \_\_\_\_\_ Financial reports made for each fund from which  
                        money requested.
9. \_\_\_\_\_ Unit has statutory authority to make appropriation
10. \_\_\_\_\_ Contract with \_\_\_\_\_  
                        and in proper form.

Fund	Amount	Reduction	Recommendation		
			Approve	Deny	Hold
_____	\$ _____	_____	_____	_____	_____
_____	\$ _____	_____	_____	_____	_____
_____	\$ _____	_____	_____	_____	_____

Per ordinance/resolution (circle one) adopted \_\_\_\_\_  
(Date)

REMARKS :

IF PROCEDURAL ERRORS OCCURRED, DID YOU ADVISE PROPER OFFICIAL OF CORRECT  
PROCEDURE: \_\_\_\_\_

Date of Hearing \_\_\_\_\_ Conducted by \_\_\_\_\_  
(Field Representative)

DIGEST SHEET

TITLE OF ORDER CE APPROPRIATION ORDINANCE A-76-04-41

DEPARTMENT REQUESTING ORDINANCE Law Department (for City Utilities)

SYNOPSIS OF ORDINANCE Prepare Appropriation Ordinance for  
I & M Rate Case bills to be paid by City Utilities  
out of City Lease funds.

EFFECT OF PASSAGE \_\_\_\_\_

EFFECT OF NON-PASSAGE \_\_\_\_\_

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \$10,000.00

ASSIGNED TO COMMITTEE Finance Jd.



CITY OF FORT WAYNE

FORT WAYNE, INDIANA

CHARLES W. WESTERMAN  
CITY CLERK

April 28, 1976

Miss Helen Libbing  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of May 1, and May 8, 1976, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, Indiana, Public  
Hearing Notice to Taxpayers of  
Additional Appropriation of funds

Bill No. A-76-04-41

Please send us six (6) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

*Charles W. Westerman*

Charles W. Westerman  
City Clerk

CWW/ne  
ENCL: 1

Common Council of Fort Wayne  
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)  
— number of equivalent lines

Head	number of lines	<u>2</u>
Body	number of lines	<u>44</u>
Tail	number of lines	<u>2</u>
Total number of lines in notice		<u>48</u>

## COMPUTATION OF CHARGES

48 lines, 1 columns wide equals 48 equivalent lines at .2284 cents per line \$ 13.82

Additional charge for notices containing rule or tabular work (50 per cent of above amount) \_\_\_\_\_

Charge for extra proofs of publication (50 cents for each proof in excess of two) 2.00

**TOTAL AMOUNT OF CLAIM** \$ 15.82

## DATA FOR COMPUTING COST

Width of single column 11 ems Size of type 5 1/2 point

Number of insertions 2 Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

May 11, 1976  
Date 1976, 1976

*Arvilla De Wald*  
CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana }  
ALLEN County } as:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DE WALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time(s), the dates of publication being as follows: 5/1-8/76

*Arvilla De Wald*

Subscribed and sworn to before me this 8th day of May 1976

*Harry J. O'Donnell*  
Notary Public

My commission expires September 26, 1979

## NOTICE TO TAXPAYERS OF

ADDITIONAL APPROPRIATIONS  
Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chamber, City-County Building, Fort Wayne, Indiana, on the 11th day of May, 1976, at 7:30 P.M., o'clock, Eastern Standard Time, consider and appropriate an additional appropriation which said Council considers necessary to meet an extraordinary emergency existing at this time.

All monies will be used for the City Light Lease Fund.

There is hereby appropriated from the unappropriated and unencumbered balance of the City Light Lease Fund the sum of \$10,000.00 to City Utilities.

The unappropriated and unencumbered balance of the City Light Lease Fund is hereby reduced in the amount of \$10,000.00.

The Indiana & Michigan Electric Company's proposed rate increase is in the approximate about of forty (40%) percent, and there has been a need to raise taxes to meet this increase, and there are sufficient funds in the City Light Lease Fund to cover said expense.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriations as herein made will be specifically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing before the 1st day of June, in the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated by the Board. Taxpayers objecting to any of such additional appropriations may be heard and informed taxors may inquire of the County Auditor when and where such hearing will be held.

OPY OF  
ENT HERE



Common Council of Fort Wayne  
(Governmental Unit)

Allen

County, Ind.

To THE NEWS-SENTINEL

Dr.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)  
— number of equivalent lines

Head	number of lines	<u>2</u>
Body	number of lines	<u>16</u>
Tail	number of lines	<u>2</u>
Total number of lines in notice		<u>48</u>

## COMPUTATION OF CHARGES

48 lines 1 columns wide equals 48 equivalent lines at .2064 cents per line \$ 13.82

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

**TOTAL AMOUNT OF CLAIM**

\$ 13.82

## DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date May 8, 1976

Title ..... CLERK

## NOTICE TO TAXPAYERS OF

ADDITIONAL APPROPRIATIONS  
Notice is hereby given to the tax-payers of the County of Allen, Indiana, that the Common Council of said Municipality will at the County Council City Hall Building, Fort Wayne, Indiana, on Tuesday, the 11th day of May, 1976 at 7:30 P.M. consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency as heretofore declared.  
Bill No. A-76-04-41

This is hereby appropriated from the unappropriated funds and balance of the City Light Lease Fund the sum of \$10,000.00 to the City of Fort Wayne, Indiana, to be used to reduce the balance of the City Light Lease Fund as hereby reduced in the amount of \$10,000.00.

The Indiana & Michigan Electric Company's proposed rate increase is in the amount of 10% for a 140% profit; and there has been no recent retail expert counsel in this matter, and there are no sufficient funds in the City Light Lease Fund to cover such expenses.

Taxpayers appearing at such hearing shall have a right to be heard thereon. The additional appropriation, as finally made, will be specifically referred to the State Auditor of Tax Appeals, whose Commission will hold a further hearing within fifteen days at the County Auditor's Office, in Allen County, Indiana, or at such other place as may be designated. All such hearings, hearings before the Commission, and additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.

CHARLES W. WESTERMAN  
CITY CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana } ss:  
ALLEN County } as:

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was published in said paper for 2 times, the dates of publication being as follows:

5/15/76

COPY OF  
MENT HERE

Subscribed and sworn to before me this 21 day of May 1976  
Notary Public  
My commission expires September 28, 1979